# **EXHIBIT E**

## Case 5:14-cv-05344-BLF Document 404-5 Filed 07/26/16 Page 2 of 5 HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

| 1        | UNITED STATES DISTRICT COURT                          |
|----------|---|
| 2        | NORTHERN DISTRICT OF CALIFORNIA                       |
| 3        | SAN JOSE DIVISION                                     |
| 4        | SAN BOSE DIVISION                                     |
| <b>-</b> | CISCO SYSTEMS, INC. Case No.: 5:14-cv-05344-BLF(PSG)  |
| 5        | CIBCO BIBILIND, INC. Case No.: 3.14 CV 03344 BH (180) |
| J        | Plaintiff,  |
| 6        | ranicir,  |
| 0        | v.  |
| 7        | · ·   |
| ,        | ARISTA NETWORKS, INC.                                 |
| 8        | mersin all words, the.                                |
| Ü        | Defendants.   |
| 9        | berendanes.   |
| 10       |   |
| 11       |   |
| 12       |   |
| 13       | * HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY *        |
| 14       | VIDEOTAPED DEPOSITION OF PHILLIP REMAKER              |
| 15       | Palo Alto, California                                 |
| 16       | Wednesday, March 30, 2016                             |
| 17       | Volume 1  |
| 18       |   |
| 19       |   |
| 20       |   |
| 21       | Reported by:  |
| 22       | LESLIE JOHNSON  |
| 23       | RPR, CSR No. 11451                                    |
| 24       | Job No.: 2281748                                      |
| 25       | PAGES 1 - 190   |
|          |   |
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| 1  | UNITED STATES DISTRICT COURT                             |
|----|--|
| 2  | FOR THE NORTHERN DISTRICT OF CALIFORNIA                  |
| 3  | SAN JOSE DIVISION  |
| 4  |  |
|    | CISCO SYSTEMS, INC. Case No.: 5:14-cv-05344-BLF(PSG)     |
| 5  |  |
|    | Plaintiff,   |
| 6  |  |
|    | v.   |
| 7  |  |
|    | ARISTA NETWORKS, INC.                                    |
| 8  |  |
|    | Defendants.  |
| 9  |  |
| 10 |  |
| 11 |  |
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| 13 |  |
| 14 | * HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY *           |
| 15 |  |
| 16 |  |
| 17 | VIDEOTAPED DEPOSITION OF PHILLIP REMAKER, Volume 1,      |
| 18 | taken on behalf of Defendant, at 601 California Avenue,  |
| 19 | Palo Alto, California, beginning at 9:31 a.m. and ending |
| 20 | at 5:27 p.m., on Wednesday, March 30, 2016, before       |
| 21 | LESLIE JOHNSON, Certified Shorthand Reporter No. 11451.  |
| 22 |  |
| 23 |  |
| 24 |  |
| 25 |  |
|    | Dog - 0  |
|    | Page 2   |

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| 1   | APPEARANCES:                          |
|-----|---------------------------------------|
| 2   |                                       |
| 3   | FOR PLAINTIFF CISCO SYSTEMS, INC.:    |
| 4   | QUINN EMANUEL URQUHART & SULLIVAN LLP |
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| 10  | FOR DEFENDANT ARISTA NETWORKS, INC.:  |
| 11  | KEKER & VAN NEST LLP                  |
| 12  | BY: BRIAN L. FERRALL, ESQ.            |
| 13  | RYAN WONG, ESQ.                       |
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| 17  | bferrall@kvn.com                      |
| 18  | rwong@kvn.com                         |
| 19  | ALSO PRESENT:                         |
| 2 0 | SEAN GRANT, Videographer              |
| 21  |                                       |
| 22  |                                       |
| 23  |                                       |
| 24  |                                       |
| 25  |                                       |
|     |                                       |
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1 Have you monitored or been a member of the Clueless e-mail list? 2 Α. Yes. Q. For how long? 4 5 Α. I don't know. Ο. Are you still in? 6 Α. I am still. **Q**. What's the purpose of the Clueless list? 8 The purpose of the Clueless list is a 9 **A**. place to ask broad sweeping difficult questions that 10 11 you're Clueless of where else you might ask them. Is it generally technical questions? 12 Q. 13 Α. It's probably -- no. It's not generally 14 technical questions. 15 0. Is there some general characterization you 16 can give about the questions? 17 A. The questions are a pretty broad range 18 with a name like "Clueless." And do you voluntarily sign up to monitor 19 Q. the Clueless list? 20 Anybody can join and monitor the Clueless 21 mailing list. 22 23 Q. Is there a list for distinguished 24 engineers? Α. 25 Yes. Page 60